

COMBINED DECLARATION FOR PATENT
APPLICATION AND POWER OF ATTORNEY
(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER
200755/1002

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

DETECTION AND TREATMENT OF BREAST DISEASE

the specification of which (check only one item below):

- ☐ is attached hereto.
- ☒ was filed as U.S. Patent Application Serial No. 09/146,580 on September 3, 1998.
- ☐ was filed as PCT International Application Number _____ on _____ and was amended under PCT Article 19 on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specifications, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (IF PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
US	60/071,899	20 January 1998	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
US	60/092,155	09 July 1998	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

COMBINED APPLICATION FOR PATENT
APPLICATION AND POWER OF ATTORNEY (Continued)
(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER
200755/1002

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT International filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:

U.S. APPLICATIONS		STATUS (Check One)		
U.S. APPLICATION NUMBER	U.S. FILING DATE	PATENTED	PENDING	ABANDONED
PCT APPLICATIONS DESIGNATING THE U.S.				
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NUMBERS ASSIGNED (if any)		

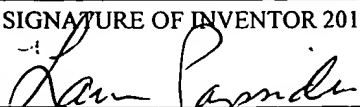
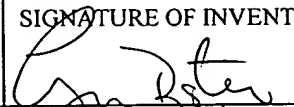
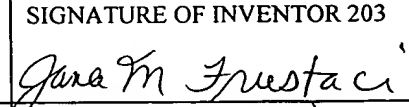
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. **Michael L. Goldman, Registration No. 30,727, Karla M. Weyand, Registration No. 40,223; Peter Rogalskyj, Registration No. 38,601; Gunnar G. Leinberg, Registration No. 35,584; Dennis M. Connolly, Registration No. 40,964; Edwin V. Merkel, Registration No. 40,087**

Send Correspondence to: **Peter Rogalskyj, Esq.**
Nixon, Hargrave, Devans & Doyle LLP
Clinton Square, P.O. Box 1051
Rochester, New York 14603

Direct telephone calls to:
Peter Rogalskyj
(716) 263-1634

201	FULL NAME OF INVENTOR	FAMILY NAME Papsidero	FIRST GIVEN NAME Lawrence	SECOND GIVEN NAME D.
	RESIDENCE & CITIZENSHIP	CITY Orchard Park	STATE/FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP United States
	POST OFFICE ADDRESS	P.O. ADDRESS 32 Braunview Drive	CITY Orchard Park	STATE & ZIP CODE/COUNTRY New York/14127/USA
202	FULL NAME OF INVENTOR	FAMILY NAME Dyster	FIRST GIVEN NAME Lyn	SECOND GIVEN NAME M.
	RESIDENCE & CITIZENSHIP	CITY Lewiston	STATE/FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP United States
	POST OFFICE ADDRESS	P.O. ADDRESS 5061 Forest Road	CITY Lewiston	STATE & ZIP CODE/COUNTRY New York/14092/USA
203	FULL NAME OF INVENTOR	FAMILY NAME Frustaci	FIRST GIVEN NAME Jana	SECOND GIVEN NAME M.
	RESIDENCE & CITIZENSHIP	CITY Williamsville	STATE/FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP United States
	POST OFFICE ADDRESS	P.O. ADDRESS 53 Lehn Springs Drive	CITY Williamsville	STATE & ZIP CODE/COUNTRY New York/14221/USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201 	SIGNATURE OF INVENTOR 202 	SIGNATURE OF INVENTOR 203 
DATE Oct 19, 1998	DATE 10/26/98	DATE Oct 23, 1998

CERTIFICATE OF MAILING

I hereby certify that this paper and every
paper referred to therein as being enclosed
is being deposited with the U.S. Postal Service
as first class mail, postage prepaid, in
an envelope addressed to: Commissioner of
Patents & Trademarks, Washington, DC 20231.

On January 26, 2001 (Date of Deposit)
1/26/01 A. DiLullo
Date Name

File No.: 3380/11127 US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent of: Lawrence D. Papsidero; Lyn M. Dyster; Jana M. Frustaci

U. S. Serial No.: 09/146,580 Art Unit: 1642

Filed: September 3, 1998 Examiner: A. Holleran

For: HUMAN CHEMOKINE AND ITS USE FOR DETECTION AND
TREATMENT OF BREAST DISEASE

**REVOCATION OF POWER OF ATTORNEY, SUBSTITUTE
POWER OF ATTORNEY, CHANGE OF CORRESPONDENCE
ADDRESS AND CERTIFICATION UNDER 37 C.F.R. § 3.73(b)**

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

The undersigned assignee of the above-identified patent hereby revokes
any and all previous powers of attorney and enter a power of attorney to:

Gordon D. Coplein (No. 19,165)
William F. Dudine, Jr. #20,569)
Michael J. Sweedler (No. 19,937)
S. Peter Ludwig (No. 25,351)
Paul Fields (No. 20,298)
Marc S. Gross (No. 19,614)
Joseph B. Lerch (No. 26,936)
Melvin C. Garner (No. 26,272)
Ethan Horwitz (No. 27,646)
Beverly B. Goodwin (No. 28,417)
Adda C. Gogoris (No. 29,714)
Bert J. Lewen (No. 19,407)
Henry Sternberg (No. 22,408)
Peter C. Schechter (No. 31,662)
Robert Schaffer (No. 31,194)
Robert C. Sullivan, Jr. (No. 3,499)
Ira J. Levy (No. 35,587)
Joseph R. Robinson (No. 33,448)
Scott G. Lindvall (No. 40,325)
Paul F. Fehlner (No. 35,135)
David Leason (36,195)

attorneys of the law firm of Darby & Darby P.C., located at 805 Third Avenue, New York, New York 10022, as his attorneys with full power of substitution and revocation, to prosecute any application for Reissue or Reexamination, and to transact all business in the United States Patent and Trademark Office in connection therewith.

The assignees of the present patent, Codon Diagnostics, LLC, certifies that it is the assignee of the entire right, title and interest in the patent identified above by virtue of an assignment from the inventors of the patent identified above. The assignment was recorded in the U.S. Patent and Trademark Office on November 23, 1998 at Reel 9602, Frame 0618.


The undersigned has reviewed the evidentiary documents in the chain of title of the patent identified above and certifies that, to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action. The undersigned is empowered to act on behalf of the assignee.

Please address all communications relating to the present patent to:

Paul F. Fehlner (No. 35,135)
Darby & Darby, P.C.
805 Third Avenue,
New York, New York 10022

CODON DIAGNOSTICS, LLC

Dated: 1/19/01


By: Lynn M. Dyster, Ph.D.
Manager